

REVIEWED

By Larisha Davis at 11:30 am, Jun 26, 2007

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:05-cv-00069-GMS
Internal Use Only**

McNeil Nutritionals v. Sugar Association, et al
Assigned to: Honorable Gregory M. Sleet
Demand: \$0
Cause: 15:1051 Trademark Infringement

Date Filed: 02/08/2005
Date Terminated: 03/29/2006
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

McNeil Nutritionals LLC

represented by **John G. Day**
Ashby & Geddes
500 Delaware Avenue, 8th Floor
P.O. Box 1150
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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V.

Defendant

The Sugar Association

represented by **Charles D. Tobin**
Pro Hac Vice
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ATTORNEY TO BE NOTICED

Sarah Elizabeth DiLuzio
Potter Anderson & Corroon, LLP
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Defendant

The Amalgamated Sugar Company

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

American Crystal Sugar Company

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

American Sugar Cane League

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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Defendant

American Sugar Refining Inc.

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

Atlantic Sugar Association

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

**Hawaiian Sugar & Transportation
Cooperative**

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

Imperial Sugar Company

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Sarah Elizabeth DiLuzio
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Defendant

Michigan Sugar Company

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Sarah Elizabeth DiLuzio
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Defendant

Minn-Dak Farmers Cooperative

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

Okeelanta Corporation

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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

Osceola Farms Company

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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Defendant

Rio Grande Valley Sugar Growers Inc.

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

Southern Minnesota Beet Sugar Cooperative

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Sarah Elizabeth DiLuzio
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Defendant

Sugar Cane Growers Cooperative of Florida

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Sarah Elizabeth DiLuzio
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ATTORNEY TO BE NOTICED

Defendant

United States Sugar Corporation

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Sarah Elizabeth DiLuzio
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Defendant

Western Sugar Cooperative

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Sarah Elizabeth DiLuzio
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Defendant

Wyoming Sugar LLC

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Sarah Elizabeth DiLuzio
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Defendant

American Sugarbeet Growers Association

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Sarah Elizabeth DiLuzio
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Defendant

Qorvis Communications LLC

represented by **Charles D. Tobin**
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Sarah Elizabeth DiLuzio
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Date Filed	#	Docket Text
02/08/2005	1	COMPLAINT filed. Magistrate Consent Notice to Pltf. FILING FEE \$ 250.00 RECEIPT # 138045 (mwm) Modified on 6/10/2005 (mwm,). (Entered: 02/09/2005)
02/08/2005		No summons issued (mwm) (Entered: 02/09/2005)
02/14/2005		Summons Issued as to Michigan Sugar Company on 2/10/2005; Minn-Dak Farmers

		Plaintiff's First Set of Request for Admissions and First Set of Interrogatories; re 47 Notice of Service,,,,,, by Michigan Sugar Company, Minn-Dak Farmers Cooperative, Okeelanta Corporation, Osceola Farms Company, Rio Grande Valley Sugar Growers Inc., Southern Minnesota Beet Sugar Cooperative, Sugar Cane Growers Cooperative of Florida, United States Sugar Corporation, Western Sugar Cooperative, Wyoming Sugar LLC, American Sugarbeet Growers Association, Qorvis Communications LLC, The Sugar Association, The Amalgamated Sugar Company, American Crystal Sugar Company, American Sugar Cane League, American Sugar Refining Inc., Atlantic Sugar Association, Hawaiian Sugar & Transportation Cooperative, Imperial Sugar Company. Related document: 47 Notice of Service,,,,,, filed by McNeil Nutritionals LLC., (DiLuzio, Sarah) (Entered: 07/08/2005)
07/29/2005	49	SEALED ANSWERING BRIEF in Opposition re 26 MOTION to Dismiss Based upon Defendants' Motion To Dismiss filed by McNeil Nutritionals LLC.Reply Brief due date per Local Rules is 8/5/2005. (Day, John) (Entered: 07/29/2005)
07/29/2005	50	SEALED DECLARATION re 49 Answering Brief in Opposition to <i>Defendants' Motion to Dismiss (Declaration of Steven A. Zalesin)</i> by McNeil Nutritionals LLC. (Day, John) (Entered: 07/29/2005)
07/29/2005	51	DECLARATION re 49 Answering Brief in Opposition to <i>Defendants' Motion to Dismiss (Declaration of Nancy Gavin)</i> by McNeil Nutritionals LLC. (Day, John) (Entered: 07/29/2005)
07/29/2005	52	DECLARATION re 49 Answering Brief in Opposition to <i>Defendants' Motion to Dismiss (Declaration of John G. Day)</i> by McNeil Nutritionals LLC. (Attachments: # 1 Exhibits 35 through 38)(Day, John) (Entered: 07/29/2005)
08/02/2005	53	STIPULATION TO EXTEND TIME to file Reply Brief on their motion to dismiss to August 12, 2005 - filed by Michigan Sugar Company, Minn-Dak Farmers Cooperative, Okeelanta Corporation, Osceola Farms Company, Rio Grande Valley Sugar Growers Inc., Southern Minnesota Beet Sugar Cooperative, Sugar Cane Growers Cooperative of Florida, United States Sugar Corporation, Western Sugar Cooperative, Wyoming Sugar LLC, American Sugarbeet Growers Association, The Sugar Association, The Amalgamated Sugar Company, American Crystal Sugar Company, American Sugar Cane League, American Sugar Refining Inc., Atlantic Sugar Association, Hawaiian Sugar & Transportation Cooperative, Imperial Sugar Company. (DiLuzio, Sarah) (Entered: 08/02/2005)
08/05/2005		[PAPERLESS] ORDER denying 53 STIPULATION TO EXTEND TIME to file Reply Brief on their motion to dismiss to August 12, 2005 filed by The Sugar Association, The Amalgamated Sugar Company, American Crystal Sugar Company, American Sugar Cane League, American Sugar Refining Inc., Atlantic Sugar Association, Hawaiian Sugar & Transportation Cooperative, Imperial Sugar Company, Michigan Sugar Company, Minn-Dak Farmers Cooperative, Okeelanta Corporation, Osceola Farms Company, Rio Grande Valley Sugar Growers Inc., Southern Minnesota Beet Sugar Cooperative, Sugar Cane Growers Cooperative of Florida, United States Sugar Corporation, Western Sugar Cooperative, Wyoming Sugar LLC, American Sugarbeet Growers Association pending receipt of an explanation for the request. Signed by Judge Gregory M. Sleet on 8/5/05. (asw) (Entered: 08/05/2005)
08/05/2005	54	Letter to Hon. Gregory M. Sleet from Sarah E. DiLuzio regarding Defendant's Request for Extension of Time to file Reply Brief re Order,,,, 53 STIPULATION TO EXTEND TIME to file Reply Brief on their motion to dismiss to August 12, 2005. (DiLuzio, Sarah) (Entered: 08/05/2005)
08/05/2005	55	REDACTED VERSION of 49 Answering Brief in Opposition to <i>Defendants' Motion to Dismiss</i> by McNeil Nutritionals LLC. (Day, John) (Entered: 08/05/2005)
08/05/2005	56	REDACTED VERSION of 50 Declaration of <i>Steven Zalesin</i> by McNeil Nutritionals LLC. (Attachments: # 1 Exhibit Exhibits 3 through 8# 2 Exhibit Exhibits 9 through 11# 3 Exhibit Exhibits 12 and 13# 4 Exhibit Exhibits 14 through 25# 5 Exhibit Exhibits 26